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10/18/00 U.S. PTO

10-19-00

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10/18/00 U.S. PTO

09/69/345

10/18/00

**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	SPV-001 (6101/2)
First Named Inventor	Spievack
Title	TISSUE REGENERATIVE COMPOSITION, METHOD OF MAKING, AND METHOD OF USE THEREOF

APPLICATION ELEMENTS**ADDRESS TO: Box Patent Application**
Assistant Commissioner for Patents
Washington, D.C. 20231

1. ☒ Fee Transmittal Form
2. ☒ Specification and Drawings [Total Pages 20]
- Written Description - (15 pages)
- Claims - (2 pages)
- Abstract - (1 page)
- Sheets of Drawings - (2 sheets)
☒ Formal
☐ Informal
3. ☒ Oath or Declaration [Total Pages 3]
a. ☒ Newly executed (original)
b. ☐ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
[Note Box 4 below]

ACCOMPANYING APPLICATION PARTS

7. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)
☐ Power of Attorney
8. ☐ English Translation Document (if applicable)
9. ☒ Information Disclosure Statement (IDS)/PTO-1449
☒ Copies of IDS Citations
10. ☐ Preliminary Amendment
☐ Drawings [Total Sheets]
☐ Letter to Official Draftsperson Including Drawings [Total Pages]
11. ☒ Return Receipt Postcard
12. ☒ Small Entity Statement(s)
☒ Statements filed in prior application,
(Status still proper and desired)
13. ☐ Certified Copy of Priority Document(s)
14. ☐ Deletion of Inventor(s)
Signed statement attached deleting inventor(s) named in the prior application.
15. ☒ Patent Application Data Entry Form
16. ☐ Other:

4. ☐ Incorporation by Reference (usable if Box 3b is checked)
The entire Disclosure of the prior application, from which a copy of the oath or declaration is supplied under Box 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

5. ☐ Microfiche Computer Program (Appendix)

6. ☐ Nucleotide and/or Amino Acid Sequence Submission
☐ Computer Readable Copy
☐ Paper Copy (identical to computer copy)
☐ Statement verifying identity of above copies

17. ☐ If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information:
☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application Serial No. ____/____.
Priority to the above application(s) is claimed under 35 U.S.C. 120.
Prior application information: Examiner: _____. Group/Art Unit: _____.

18. ☐ Priority - 35 U.S.C. 119(e)
☒ Priority of application Serial No. 60/171,733 filed on December 22, 1999 is claimed under 35 U.S.C. 119(e).
☐ The certified copy has been filed in prior U.S. application Serial No. ____/____ on _____.
☐ The certified copy will follow.

CORRESPONDENCE ADDRESS

Direct all correspondence to: Patent Administrator
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110
Tel. No.: (617) 248-7000
Fax No.: (617) 248-7100

SIGNATURE BLOCK

Date: October 18, 2000
Reg. No. 44,244
Tel. No.: (617) 248-7044
Fax No.: (617) 248-7100

Respectfully submitted,
Ronda P. Moore, D.V.M.
Ronda P. Moore, D.V.M.
Attorney for Applicant
Testa, Hurwitz & Thibault, LLP
High Street Tower
125 High Street
Boston, MA 02110

Rmoore6101/2.1088892-1

FEE TRANSMITTAL

FY 2001

Complete if Known

Application Serial Number	Not yet assigned
Filing Date	Herewith
First Named Inventor	Spievack
Group Art Unit	Not yet assigned
Examiner Name	Not yet assigned
Attorney Docket No.	SPV-001 (6101/2)

U.S. PTO
9/691345
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METHOD OF PAYMENT		FEE CALCULATION (continued)																																																																																					
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CORRESPONDENCE ADDRESS Direct all correspondence to: Patent Administrator Testa, Hurwitz & Thibault, LLP High Street Tower-125 High Street Boston, MA 02110 Tel. No.: (617) 248-7000 Fax No.: (617) 248-7100		SIGNATURE BLOCK Respectfully submitted, <i>Ronda P. Moore, D.V.M.</i> Ronda P. Moore, D.V.M. Attorney for the Applicants Testa, Hurwitz & Thibault, LLP High Street Tower-125 High Street Boston, MA 02110 Date: October 18, 2000 Reg. No.: 44,244 Tel. No.: (617) 248-7044 Fax No.: (617) 248-7100																																																																																					

**STATEMENT CLAIMING SMALL ENTITY STATUS
(37 CFR 1.9(f) & 1.27(b)) -- INDEPENDENT INVENTOR**

Attorney Docket No. SPV-001PR (6101/2)

 Applicant, Patentee, or Identifier: **Spievack**

 Application or Patent No.: **Not yet assigned**

 Filed or Issued: **Herewith**

 Title: **TISSUE REGENERATIVE COMPOSITION**

As a below named inventor, I hereby state that I qualify as an independent inventor as defined in 37 CFR 1.9(f) for purposes of paying reduced fees to the Patent and Trademark Office described in:

- ☒ the specification filed herewith with title as listed above.
- ☐ the application identified above.
- ☐ the patent identified above.

I have not assigned, granted, conveyed, or licensed, and am under no obligation under contract or law to assign, grant, convey, or license, any rights in the invention to any person who would not qualify as an independent inventor under 37 CFR 1.9(e) if that person had made the invention, or to any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern, or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☐ No such person, concern, or organization exists.
- ☐ Each such person, concern, or organization is listed below.

Separate statements are required from each named person, concern, or organization having rights to the invention stating their status as small entities. (37 CFR 1.27).

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b)).

Alan Spievack, M.D.

NAME OF INVENTOR

NAME OF INVENTOR

NAME OF INVENTOR

Signature of Inventor

Signature of Inventor

Signature of Inventor

Date

Date

Date